

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Express Mail Label Number ER 913328430 US

Date of Mailing: December 13, 2004

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that on the date indicated above this International application and the documents referred to as enclosed therein, of:

Inventor: Markus GISLER

For: Disazo Dyes Having Adapted Affinity

International Application No.: PCT/IB03/02396

International Filing Date: 11/06/2003 (11 June 2003)

Priority Filing Date: 13/06/2002 (13 June 2002)

is being deposited with the United States Postal Service as "Post Office to Addressee" Express Mail addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, Mail Stop:, in accordance with 37 CFR 1.10.



Vicki L. Sgro

Express Mail Label Number ER 913328430 US

Attorney's Docket No. 2002CH005

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Markus GISLER : Attorney Docket: 2002CH005
Serial No.: to be assigned :
Filed: December 13, 2004 :
For: Disazo Dyes Having Adapted Affinity

Transmittal Letter

Notification of Amendments Under PCT Article 34

Mail Stop
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Preliminary to the examination of the above-identified application, an Amendment was filed under Article 34 of the Patent Cooperation Treaty prior to the International Preliminary Examination. Please note the attached pages numbered 1 - 34, as filed with the European Patent Office on April 6, 2004. We enclose copies of the above-mentioned pages for your convenience.

Applicant respectfully requests submission of these pages before examination of the application and before entry of the Preliminary Amendment.

Respectfully submitted,



Anthony A. Bisulca
Attorney for Applicant
Registration No. 40,913

(CUSTOMER NUMBER 25,255)

Clariant Corporation
Industrial Property Department
4000 Monroe Road
Charlotte, NC 28205
Phone 704 331-7151
Fax 704 331-7707

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

2002CH005

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

unknown **10/518004**

INTERNATIONAL APPLICATION NO.

PCT/IB03/02396

INTERNATIONAL FILING DATE

11 June 2003

PRIORITY DATE CLAIMED

13 June 2002

TITLE OF INVENTION

Disazo Dyes Having Adapted Affinity

APPLICANT(S) FOR DO/EO/US

Markus GISLER

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ Has been communicated by the International Bureau.
 - c. ☐ Is not required, as the application was filed in the United States Receiving Office (Ro/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ Has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ Have been communicated by the International Bureau.
 - c. ☐ Have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ Have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☒ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An application Data Sheet under 37 CFR 1.76
15. ☐ A substitute specification
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter .2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:
 - Express Mail Label Number: ER913328430US; copy of the International Search Report; copy of IPER with amended sheets; Acknowledgement of Receipt of documents filed with the IB as RO and Notification of Recording of a Change.

Customer Number 25,255

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

unknown

INTERNATIONAL APPLICATION NO.

PCT/IB03/02396

ATTORNEY'S DOCKET NUMBER

2002CH005

21. ☒ The following fees are submitted:**BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):**

Neither international preliminary examination fee (37 CFR 1.482)

Nor international search fee (37 CFR 1.445(a)(2) paid to USPTO

and International Search Report not prepared by the EPO or JPO.....\$1,110.00

International preliminary examination fee (37 CFR 1.482) not paid to

USPTO but International Search Report prepared by the EPO or JPO.....\$ 950.00

International preliminary examination fee (37 CFR 1.482) not paid to

USPTO but International Search fee (37 CFR 1.482) paid to USPTO.....\$790.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO

but all claims did not satisfy provisions of PCT Article 33 (1)-(4).....\$750.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO

and all claims satisfied provisions of PCT Article 33 (1)-(4)\$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

\$ 950.00

Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months

From the earliest claimed priority date (37 CFR 1.492(e)).

\$ 0.00

CLAIMS**NUMBER FILED****NUMBER EXTRA****RATE**

\$

Total claims

10 - 20 =

0

x \$18.00

\$ 0.00

Independent claims

1 - 3 =

0

x \$88.00

\$ 0.00

MULTIPLE DEPENDENT CLAIM(S) (if applicable)

+ \$300.00

\$ 0.00

TOTAL OF ABOVE CALCULATIONS =

\$ 950.00

☐ Applicant claims small entity status. See 37 CFR 1.27. The fee indicated above are reduced by 1/2.

\$ 0.00

SUBTOTAL =

\$ 950.00

Processing fee of \$130.00 for furnishing the English translation later than 30 months

From the earliest claimed priority date (37 CFR 1.492(f)).

\$ 0.00

TOTAL NATIONAL FEE =

\$ 950.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be

accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +

\$ 40.00

TOTAL FEES ENCLOSED =

\$ 990.00

**Amount to be
refunded:**

\$

charged:

\$

a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.b. ☒ Please charge my Deposit Account No. 03-2060 in the amount of \$ 990.00 to cover the above fees.
A duplicate copy of this sheet is enclosed.c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 03-2060. A duplicate copy of this sheet is enclosed.d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card
information should not be included on this form.** Provide credit card information and authorization on PTO-2038.**NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a)
or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO:

Clariant Corporation

Industrial Property Department

4000 Monroe Road

Charlotte, North Carolina 28205

Telephone: 704-331-7151

Fax: 704-331-7707

SIGNATURE

Anthony A. Bisulca

NAME

40,913

REGISTRATION NUMBER

Customer Number 25,255